IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.3289 OF 2004

Balkrishna K.Nevatia, Prop. of
M/s.Joyti Metallizing Corporation....Petitioner.

Vs.

Anant Bhiva Sherekar & Ors. ...Respondents.

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Mr.V.P.Vaidya for the Petitioner.

Mr.M.D.Nagle for Respondent Nos.2, 3, 5, 8, 10, 11 to 13, 16 to 19, 21 to 23.

Mr.R.J.Mane, AGP for Respondent No.1.

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CORAM : DR.D.Y.CHANDRACHUD, J.

April 11, 2005.

P.C. :

The order of the Controlling Authority under the Payment of Gratuity Act, 1972 is subject to an appeal. There is no reason to keep the Petition alive since the Petitioner has an alternative remedy. The Court has been informed that no settlement was possible. The Petition is

accordingly dismissed, leaving it open to the Petitioner to move the Appellate Authority under the Payment of Gratuity Act, 1972.

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